



**Boehringer  
Ingelheim**

## Telefax

TO: USPTO, Mail Stop Missing Parts  
 DATE: November 16, 2004  
 Fax Number: (703) 746-4060  
 Phone Number: (703) 308-1202  
 Total Number of pages: 15 (including cover sheet)

Boehringer Ingelheim  
Corporation



RE: Response to Notice to File Missing Parts  
 Serial Number: 10/656,863  
 Confirmation Number: 2970  
 Filing Date: September 5, 2003  
 First Inventor: Joerg Kley  
 Attorney Docket Number: 1/1390,1416

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 900 Ridgebury Rd/P.O. Box 368  
 Ridgefield, CT 06877-0368

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application which was mailed on October 15, 2004, please find transmitted herewith a Declaration for Utility or Design Patent Application (37 CFR 1.63) which has been executed by the originally-named applicants.

The surcharge set forth in 37 CFR 1.16(e) for submission of the Declaration at this time is \$130.00. The Commissioner is hereby authorized to charge this and any other fee which may be required, and to credit any overpayment, to Deposit Account No. 02-2955. Triplicate copies of this paper are being transmitted herewith.

As requested, a copy of the Notice to File Missing Parts of Nonprovisional Application is also being transmitted.

Respectfully Submitted,

Alan R. Stempel  
 Reg. No. 28,991

Certificate of Transmission under 37 CFR 1.8  
 I hereby certify that this correspondence is being  
 facsimile transmitted to the United States Patent  
 and Trademark Office on November 16, 2004

Alan R. Stempel, Reg. No. 28,991



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

ALS

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/656,863	09/05/2003	Joerg Keley	1/1390,1416

CONFIRMATION NO. 2970

28501  
 BOEHRINGER INGELHEIM CORPORATION  
 900 RIDGEURY ROAD  
 P. O. BOX 368  
 RIDGEFIELD, CT 06877

12-15-04

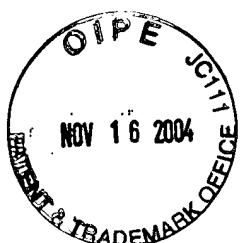
03-15-05 Last Day

## FORMALITIES LETTER



"OC000000014098622"

Date Mailed: 10/15/2004



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

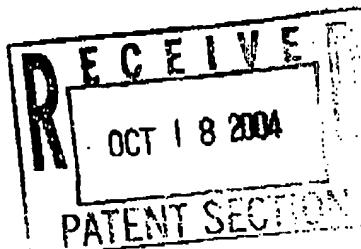
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450

11/16/2004 15:03:00 00000003 00000002 Alexandria VA 22313-1450

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130.00 12

~~RECEIVED~~*A copy of this notice MUST be returned with the reply. OCT 27 2004*

ALAN R. STEMPLE

PAGE 14/15 \* RCVD AT 11/16/2004 2:56:40 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-2/0 \* DNI:7464060 \* CSID: \* DURATION (mm:ss):04-08

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Page 2 or 2

*P. falean*

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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY